

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

| | | |
|------------------------|---|--------------|
| WILLIE MACK YOUNG | : | CIVIL ACTION |
| | : | |
| v. | : | |
| | : | |
| RAYMOND LAWLER, et al. | : | NO. 07-4171 |

ORDER

AND NOW, this 1st day of May, 2008, upon careful and independent consideration of the Petition for Writ of Habeas Corpus filed pursuant to 28 U.S.C. § 2254, and all attendant and responsive briefing, and after review of the Report and Recommendation of United States Magistrate Judge L. Felipe Restrepo, and consideration of Petitioner's "Response as to Why His Petition Should Not Be Barred Under Rule 9/Rule 33.(b) Objections, (1), (2)," **IT IS HEREBY ORDERED** as follows:

1. Petitioner's Response/Objections to the Report and Recommendation are **OVERRULED**;
2. The Report and Recommendation is **APPROVED** and **ADOPTED**¹;
3. The Petition for Writ of Habeas Corpus is **DENIED**;
4. There is no basis for the issuance of a certificate of appealability;
5. The Clerk shall **CLOSE** this case statistically.

BY THE COURT:

/s/ John R. Padova

John R. Padova, J.

¹Petitioner's objections to the Magistrate Judge's Report and Recommendation present no new issues. The issues that have been set forth by such objections have been fully and correctly addressed by the Report and Recommendation which is now approved and adopted.